

BOARD OF POLICE COMMISSIONERS

Minutes of the Regular Board of Police Commissioners Meeting Tuesday, December 23, 2003

The regular meeting of the Detroit Board of Police Commissioners was held on Tuesday, December 23, 2003, at 3:00 p.m., at Police Headquarters, 1300 Beaubien, Rm. 328-A, Detroit, MI 48226.

ATTENDANCE

Board Members Present

Willie E. Hampton
Arthur Blackwell, II **(ABS)**
Erminia Ramirez
Edgar L. Vann, Jr.
Megan Norris

Department Personnel Present

Chief Ella M. Bully-Cummings

Board Staff Present

Dante' L. Goss, Exec. Director
Arnold Sheard, Interim Chief Investigator
Ainsley Cromwell, Supervising Investigator
E. Lynise Bryant-Weekes, Personnel Director **(ABS)**

OTHERS PRESENT

Ms. Walters

RECORDERS

Jerome Adams
Kellie Williams

1. **CALL TO ORDER**

Commissioner Hampton called the regular meeting of the Detroit Board of Police Commissioners to order at 3:10 p.m.

2. **APPROVAL OF MINUTES**

MOTION: **Comm. Vann** made the motion to approve the minutes of Thursday, December 11, 2003, and Thursday, December 18, 2003.

SECOND: **Comm. Ramirez** seconded the motion.

VOTE: All in attendance voted in the affirmative.

3. **REPORT FROM THE CHAIR**

None.

4. **SECRETARY'S REPORT – EXEC. DIR. GOSS**

Office Closing

The Board of Police Commissioners and the Office of the Chief Investigator will be closed on Wednesday, December 24, 2003 and Thursday, December 25, 2003 in the observance of the Christmas holiday.

CITIZEN COMPLAINTS RECEIVED

	<u>This Week</u>	<u>Year to Date</u>
Weekly Count of Complaints:	30	1,313
Weekly Count of Allegations:	50	2,825
Arrest	1	115
Demeanor	18	818
Entry	0	53
Force	10	248

Harassment	2	97
Procedure	12	1,013
Property	2	153
Search	2	104
Service	3	222

Pending Cases

As of December 22, 2003, the Office of the Chief Investigator (OCI) has a total of **705 pending cases**, which include **158 cases** with an age of 0-45 days, **54 cases** with an age of 46-60 days, **73 cases** with an age of 61-90 days, and **78 cases** with an age of 91-120 days, **198 cases** with an age of 121 days – 6 months, **105 cases** with an age of 7-9 months, and **39 cases** with an age of 10-12 Months.

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During the past week:	8	Year to Date:	1,092
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5. REPORT/PRESENTATION – CHIEF OF POLICE

Chief Ella M. Bully-Cummings wished the Board of Police Commissioners and the community a happy and safe holiday. She stated that all of the other Executives were currently at a Compstat meeting. Unfortunately, it was scheduled at the same time as the Commissioner's meeting. She stated that she felt it necessary to still have that meeting.

DETROIT POLICE DEPARTMENT

Board of Police Commissioners

The Detroit Police Department's mission is building a safer Detroit through community partnerships. Therefore, the following enforcement actions were conducted during the week of December 17-23, 2003:

ORGANIZED CRIME AND GANG DIVISION

Conspiracy Intelligence Section – conducted one enforcement action in the following area: Detroit Metro Airport, Romulus, Michigan. This enforcement action resulted in the following confiscations:

10,504.0 grams of marijuana- street value \$42,016.00

EIGHTH PRECINCT

On December 19, 2003, The Eighth Precinct hosted its Annual Senior Christmas Party. This event was held at the Westminster Church of Detroit Calvin Auditorium on Hubbell, where there were 250 seniors in attendance. The Christmas Party was a success. The Eighth Precinct Staff looks forward to this event again next year.

TACTICAL SERVICES SECTION (T.S.S.)

On December 18, 2003, the Tactical Services Section conducted Mobile Field Force training. This training was developed to better prepare T.S.S. for critical incident and homeland security readiness. The training consisted of tactical room clearing, building entry and evacuation procedures. On December 21, 2003, the Homeland Security Advisory System terrorist threat level was raised from yellow to orange. The Mobile Field Force Detail has been put on a 24 hour schedule in order to respond to any terrorist type threats in the city.

Chief of Police Ella M. Bully-Cummings

6. DISCIPLINARY APPEALS – APPEALS SUBCOMMITTEE

In the Matter of Disciplinary Appeal, **Police Officer Kathryn Vaughn, BPC 03-009D**, D.P.O.A. Attorney John J. Goldpaugh represented the petitioner, Attorney Alicia Jones, City Law Department represented the Department. The Appeals Subcommittee took the matter under advisement.

In the Matter of Disciplinary Appeal, **Police Officer Walid Hamoui, BPC 03-016D**, D.P.O.A. Attorney John J. Goldpaugh represented the petitioner, Attorney Alicia Jones, City Law Department represented the Department.

Attorney John Goldpaugh stated that Officer Hamoui has been dismissed from the Department. He has been dismissed through a Chief's Hearing and a Trial Board. He was also convicted of three (3) counts of Felonious Assault and at Recorder's Court that is presently under appeal. At the Trial Board,

the only charge brought against Officer Hamoui was the convictions in Court with the remaining underlying charges were reserved if needed in the future. His criminal case has been appealed to the Court of Appeals and it has not been heard as of this point and time. Rather than ask that this matter be adjourned, I have spoken to the Appellate Attorney and informed him that I have planned on withdrawing oral arguments at this point and time. I have also informed Attorney Denise Hooks of that and Attorney Alicia Jones.

We would ask the Board only that if their decision is to uphold the decision, that we be allowed at some point and time should he be successful at the Appellate level to come back before the Board to ask for sentencing.

Comm. Norris asked you have not waived any arguments?

Attorney John Goldpaugh stated we are not waiving any argument but there is no argument to be made at this time because the appeal has not been heard. If Officer Hamoui is unsuccessful on his appeal, we will of course be withdrawing it totally.

In the Matter of Disciplinary Appeal, **Police Officer Artez Baker, BPC 03-017D**, D.P.O.A. Attorney John J. Goldpaugh represented the petitioner, Attorney Alicia Jones, City Law Department represented the Department. The Appeals Subcommittee took the matter under advisement.

7. DISCIPLINARY APPEALS ARGUED – APPEALS SUBCOMMITTEE

Police Officer John Morgan
Badge 3550

BPC 03-013D

Charges

I. Conduct Unbecoming an Officer, two specifications; and **II.** Mistreatment of Any Person or Prisoner, one specification.

Trial Board Decision And Penalty

Found guilty of one specification of Charge I.

Ten (10) days suspension held in abeyance for one year.

Recommendation

Uphold the finding of guilt; but reduce the penalty to five (5) days held in abeyance for six (6) months.

MOTION: **Comm. Vann** made the motion to uphold the recommendation for Police Officer John Morgan.

SECOND: **Comm. Norris** seconded the motion.

VOTE: All in attendance voted in the affirmative.

8. OTHER BUSINESS

None.

9. ORAL COMMUNICATION FROM THE AUDIENCE

Ms. Walters expressed her appreciation on the great job that the Commissioners are doing. She expressed her concern regarding the young men in our city regarding societal pressures.

10. ANNOUNCEMENT OF NEXT MEETING

Thursday, December 30, 2003, @ 3:00 p.m.
Police Headquarters
1300 Beaubien – Room 328-A
Detroit, MI 48226

11. ADJOURNMENT

Meeting was adjourned at 3:50 p.m.

Respectfully Submitted,

DANTE' L. GOSS
Executive Director
Board of Police Commissioners

DLG/fyh